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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/667,329	09/23/2003	John Hane	57132.000008	1653

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EXAMINER

CERVETTI, DAVID GARCIA

ART UNIT	PAPER NUMBER
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2136

MAIL DATE	DELIVERY MODE
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11/26/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

1. Applicant's arguments filed August 31, 2007, have been fully considered but they are not persuasive.
2. Claims 1, 5-7, 11-13, and 17-18 are pending and have been examined. Claims 19-23 have been withdrawn from consideration. Claims 2-4, 8-10, and 14-16 have been cancelled.

Response to Amendment

3. The objection to claims 1-6 is withdrawn.
4. The rejection of claims 7-12 under 35 USC 101 is withdrawn.
5. Applicant's arguments with respect to the prior art have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 102

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

7. **Claims 1, 5-7, 11-13, and 17-18 are rejected under 35 U.S.C. 102(b) as being anticipated by Kikinis (US Patent 6,289,389).**

Regarding claims 1, 7, and 13, Kikinis teaches

- o a method for requesting and securely receiving data from the Internet
(abstract), said method comprising the steps of:

- receiving a request for data (col. 1, lines 5-10, data requested by a user);
- collecting data in response to said request (col. 1, lines 5-10, data gathering site);
- packetizing said collected data into at least two sets of data packets (col. 6, lines 30-47, encrypted data and decryption key),
- wherein a first set of data packets comprises encrypted data (col. 6, lines 30-47, encrypted data) and a second set of data packets comprises a key for decoding said encrypted data (col. 6, lines 30-47, decryption key);
- selecting and addressing a first set of data packets for transmission via the Internet (col. 6, lines 30-47, through modem);
- selecting and addressing a second set of data packets for transmission via a satellite delivery system (col. 6, lines 30-47, through digital link to satellite);
- transmitting said first set of data packets via the Internet (col. 6, lines 30-47, through modem); and
- transmitting said second set of data packets via said satellite delivery system (col. 6, lines 30-47, through digital link to satellite).

Regarding claims 5, 11, and 17, Kikinis teaches wherein said satellite delivery system is comprised of a network processing center with an associated provider

antenna and at least one subscriber terminal with an associated subscriber antenna (fig. 1, 23, 45).

Regarding claims 6, 12, and 18, Kikinis teaches wherein said satellite delivery system further comprises a satellite (fig. 1, 37).

Conclusion

8. **Examiner's Note:** Examiner has cited particular columns and line numbers in the references as applied to the claims below for the convenience of the applicant. Although the specified citations are representative of the teachings in the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested that the applicant, in preparing the responses, fully consider the references in entirety as potentially teaching all or part of the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the examiner.

9. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any

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extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.


10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to David García Cervetti whose telephone number is (571)272-5861. The examiner can normally be reached on Monday-Tuesday and Thursday-Friday.

11. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nasser Moazzami can be reached on (571)272-4195. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

12. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/David García Cervetti/

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11/21/07